



BEST AVAILABLE COPY

PTO/SB/21 (01-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/770,602
Filing Date	July 26, 2001
First Named Inventor	Agrawal
Art Unit	1635
Examiner Name	Zara, J.
Attorney Docket Number	HYB-003US1 (1006/004)

Total Number of Pages in This Submission

17

RECEIVED

JAN 12 2004

TECH CENTER 1600/2900

ENCLOSURES (Check all that apply)

- | | | |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to Group |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |

Remarks

1. Return postcard

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Keown & Associates Wayne A. Keown, Ph.D., Reg. No. 33,923
Signature	<i>W. A. Keown</i>
Date	1/6/04

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail addressed to: Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450 on

1/6/04

Typed or printed	Melissa Simpson
Signature	<i>Melissa Simpson</i>

Date	1/6/04
------	--------

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



PATENT
Attorney Docket No. HY 003US1
U.S. Serial No. 09/770,602

RECEIVED
JAN 12 2004
TECH CENTER 1600/2900

BEST AVAILABLE COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN APPLICATION OF:

Agrawal, S.

ART UNIT: 1635

EXAMINER: Zara, J.

SERIAL NO.: 09/770,602

FILED: July 26, 2001

FOR: Modulation of Oligonucleotide CpG-Mediated
Immune Stimulation by Positional
Modification of Nucleosides

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Date: 1/6/04

Signature: Melissa Simpson

Printed Name: Melissa Simpson

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111

Dear Sir:

In response to the Office Action dated October 7, 2003, please reconsider the above-referenced patent application in view of the following amendments.

Please amend the application as follows: